

# **ALTERNATIVE DISPUTE RESOLUTION: SELECTED RESOURCES**

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## Treatises – Arizona

- Albrecht, Rebecca A. *Mediation through the Eyes of the Mediator*. Eau Claire, WI: National Business Institute, 2008. KFA 2960.3 .A42 2008.
- Bell, David M., Michael G. Wales and Dennis I. Wilenchik. *The Art of the Settlement*. Eau Claire, WI: National Business Institute, 2006. KFA 2960.3 .B45 2006.
- Buehler, Brice E., et al. *Alternative Dispute Resolution*. Phoenix, AZ: State Bar of Arizona, 1993. KFA 2960.5 .A75 A584 1993.
- Butler, Jeremy E., et al. *Alternative Solutions to Domestic Relations Conflicts*. Phoenix, AZ: State Bar of Arizona, 1998. KFA 2960.3 .A75 A58 1998.
- Cobb, Richard L., Jay M. Mann, Stephen E. Richman and John G. Ryan. *Resolving Problems and Disputes on Construction Projects in Arizona*. Eau Claire, WI: National Business Institute, 2006. KFA 2555.8 .B8 C63 2006.
- Cohen, Larry J., et al. *Appellate Mediation in Arizona: Rules, Practices and Ethics*. Phoenix, AZ: State Bar of Arizona, 1998. KFA 2960.3 .A75 A77 1998.
- Ethical Considerations of Domestic Relations Mediations*. Phoenix, AZ: Maricopa County Bar Association, 1995. KFA 2500 .A75 E83 1995.
- Gladner, Marc S., Mack Jones and Dennis I. Wilenchik. *The Art of the Settlement*. Eau Claire, WI: National Business Institute, 2007. KFA 2960.3 .B45 2007.
- Houston, J. *Guidance for Arbitrators*. Azbar.org, (2017).  
<https://www.azbar.org/media/kyqgbvzp0/adr-newsletter-summer-2017.pdf>
- Meyerson, Bruce E., et al. *Arbitration after Broemmer*. Phoenix, AZ: State Bar of Arizona, 1993. KFA 2726 .A4 A725 1993.
- Sakall, D. Greg, and Julie A. Pack. "Short Trials: An Appropriate Replacement for Compulsory Arbitration in Arizona." *Arizona Law Review*, vol. 59, no. 2, 2017, p. 485-510. HeinOnline, <https://heinonline.org/HOL/P?h=hein.journals/arz59&i=508>.
- State Bar of Arizona. *Private Arbitration Updates: Basic, Advanced and Best Practices*. Phoenix, AZ: State Bar of Arizona, 2007. KFA 2960.3 .A75 P75 2007.
- Zeder, Fred, editor. *Arizona ADR Forum*. Phoenix, AZ: State Bar of Arizona, 2003- . KFA 2960.3 .A15 A75.

## Treatises - General

- Arnold, Tom. *Patent Alternative Dispute Resolution Handbook*. New York, NY: Clark Boardman Callaghan, 1991. KF 3116 .A76 1991.

- Bachar, Gilat J., and Deborah R. Hensler. "Does Alternative Dispute Resolution Facilitate Prejudice and Bias: We Still Don't Know." *SMU Law Review*, vol. 70, no. 4, Fall 2017, p. 817-836. HeinOnline, <https://heinonline.org/HOL/P?h=hein.journals/smulr70&i=847>.
- Baldwin, Charles S., IV, Ronald A. Brand, David Epstein, and Michael Wallace Gordon. *International Civil Dispute Resolution: A Problem-Oriented Coursebook*. St. Paul, MN: West Publishing Company, 2004. KF 2390 .I57 2004.
- Bales, Richard A. *Compulsory Arbitration: The Grand Experiment in Employment*. Ithaca, NY: ILR Press: Cornell University Press, 1997. KF 3425 .B27 1997.
- Ballum, Jason. *Avoiding Due Process Hearings: Resolution Session and Mediation under the IDEA*. Horsham, PA: LRP Publications, 2005. KF 4210 .A6 E386 2005 no. 37.
- Becerra, Jessica. The Possibility of Using Alternative Dispute Resolution for Election Law Disputes. *Pepperdine Dispute Resolution Law Journal*, Vol. 18, Issue 1 (2018), pp. 117-138. 18 Pepp. Disp. Resol. L.J. 117 (2018)  
<https://heinonline.org/HOL/P?h=hein.journals/pepds18&i=127>
- Billingham-Hemming, Savannah. "Resolving Disputes before They Decant: An Alternative Dispute Resolution System for Growers and Wine Producers." *Pepperdine Dispute Resolution Law Journal*, vol. 20, no. 2, 2020, p. 149-166. HeinOnline, <https://heinonline.org/HOL/P?h=hein.journals/pepds20&i=156>.
- Bochner, Katrina. "Alternative Dispute Resolution and Access to Justice in the 21st Century." *Adelaide Law Review*, vol. 40, no. 1, 2019, p. 343-352. HeinOnline, <https://heinonline.org/HOL/P?h=hein.journals/adelrev40&i=351>.
- Brazil, Wayne D. *Effective Approaches to Settlement: A Handbook for Lawyers and Judges*. Clifton, NJ: Prentice Hall Law and Business, 1988. KF 9084 .B72 1988.
- Breneman, Adam; Arce, Pamela; Bregante, Pablo Mori; Schwartz, David Z. *You Have Options: The Use of Alternative Dispute Resolution in Insolvency Proceedings*. *Pratt's Journal of Bankruptcy Law*, Vol. 13, Issue 7 (October 2017), pp. 336-345. 13 *Pratt's J. Bankr. L.* 336 (2017)  
<https://heinonline.org/HOL/P?h=hein.journals/prattjb13&i=348>
- Coe, Jack J., Jr. *International Commercial Arbitration: American Principles and Practice in a Global Context*. Irvington-on-Hudson, NY: Transnational Publishers, 1997. KF 9085 .C56 1997.
- Committee on Alternative Dispute Resolution, Section of Public Contract Law, American Bar Association. *Alternative Dispute Resolution: A Practical Guide for Resolving Government Contract Controversies*. Chicago, IL: American Bar Association, 2005. KF 850 .A475 2005.
- Consumer Arbitration Agreements: Enforceability and Other Topics*. Boston, MA: National Consumer Law Center with the Public Justice Foundation, 2007-. KF 9085 .B53 2007.
- Costello, Edward J. *Controlling Conflict: Alternative Dispute Resolution for Business*. Chicago, IL: CCH, Inc., 1996. KF 9084 .C595 1996.

- Craver, Charles B. *Do Alternative Dispute Resolution Procedures Disadvantage Women and Minorities*. SMU Law Review, Vol. 70, Issue 4 (Fall 2017), pp. 891-912. 70 S.M.U. L. Rev. 891 (2017) <https://heinonline.org/HOL/P?h=hein.journals/smulr70&i=921>
- Craver, Charles B. *Effective Negotiation and Settlement*. Newark, NJ: LexisNexis, 2005. KF 9084 .C72 2005.
- Delgado, Richard. "The Unbearable Lightness of Alternative Dispute Resolution: Critical Thoughts on Fairness and Formality." SMU Law Review, vol. 70, no. 3, Summer 2017, p. 611-638. HeinOnline, <https://heinonline.org/HOL/P?h=hein.journals/smulr70&i=631>.
- Dieckhaus, Sophie. "If Federal Law Compliance Falls Short, Alternative Dispute Resolution Offers More Equitable Solutions for Students." Resolved: Journal of Alternative Dispute Resolution, vol. 8, no. 1, Spring 2020, p. 1-24. HeinOnline, <https://heinonline.org/HOL/P?h=hein.journals/resolvjo8&i=4>.
- Elkouri, Frank and Edna Asper Elkouri. *How Arbitration Works*. Washington, D.C.: Bureau of National Affairs, 2003- . KF 3424 .E53 2003.
- Folberg, Jay and Alison Taylor. *Mediation: A Comprehensive Guide to Resolving Conflicts without Litigation*. San Francisco, CA: Jossey-Bass, 1984. HM 136 .F54 1984.
- Garcia-Herrera, Stephany. *Alternative Dispute Resolution for "Accompanied Children"* Resolved: Journal of Alternative Dispute Resolution, Vol. 8, Issue 1 (Spring 2020), pp. 25-58. 8 Resolved: J. Alternative Disp. Resol. 25 (2020) <https://heinonline.org/HOL/P?h=hein.journals/resolvjo8&i=28>
- Golann, Dwight. *Mediating Legal Disputes: Effective Strategies for Neutrals and Advocates*. Chicago, IL: ABA Section of Dispute Resolution, 2009. KF 9085 .G63 2009.
- Goldschmidt, Jona and Lisa Milord. *Judicial Settlement Ethics: Judges' Guide*. Chicago, IL: American Judicature Society, 1996. KF 9084 .G655 1996.
- Goodpaster, Gary. *A Guide to Negotiation and Mediation*. Irvington-on-Hudson, NY: Transnational Publishers, 1997. KF 9084 .G66 1997.
- Green, Michael Z. *Reconsidering Prejudice in Alternative Dispute Resolution for Black Work Matters*. ADR Symposium Part 1
- Greenspan, Deborah; Brooks, Fredric; Panter, Michael; Walton, Jonathan *Recent Developments in Alternative Dispute Resolution* Tort Trial & Insurance Practice Law Journal, Vol. 52, Issue 2 (Winter 2017), pp. 207-236 52 Tort Trial & Ins. Prac. L.J. 207 (2016-2017) <https://heinonline.org/HOL/P?h=hein.journals/ttip52&i=221>
- Grenig, Jay E. *Alternative Dispute Resolution*. St. Paul, MN: Thomson/West, 2005-. KF 9084 .G7 2005.
- Harter, Philip J., editor. *Alternative Dispute Resolution: A Handbook for Judges*. Washington, D.C.: American Bar Association, Standing Committee on Dispute Resolution, Public Services Division, Governmental Affairs Group, 1991. KF 9084 .A946.

- Hensler, Deborah R. "Our Courts, Ourselves: How the Alternative Dispute Resolution Movement Is Re-Shaping Our Legal System." *Dickinson Law Review*, vol. 122, no. 1, Fall 2017, p. 349-382. HeinOnline, <https://heinonline.org/HOL/P?h=hein.journals/dknslr122&i=355>.
- Jasper, Margaret C. *The Law of Alternative Dispute Resolution*. Dobbs Ferry, NY: Oceana Publications, 2000. KF 9084 .Z9 J37 2000.
- Judicial Benchbook: Arbitration and Mediation Practice and Procedure*. Minneapolis, MN: National Arbitration Forum, 2007. KF 9085 .Z9 J83 2007.
- Kramer, Henry S. *Alternative Dispute Resolution in the Workplace*. New York, NY: Law Journal Seminars Press, 1998-. KF 3424 .K73.
- Legg, Michael. "A Comparison of Regulatory Enforcement, Class Actions and Alternative Dispute Resolution in Compensating Financial Consumers." *Sydney Law Review*, vol. 38, no. 3, September 2016, p. 311-338. HeinOnline, <https://heinonline.org/HOL/P?h=hein.journals/sydney38&i=317>.
- Liang, Bryan A. *Mediation and Confidentiality: Uneasy Riders on the Road to Conflict Resolution*. Washington, D.C.: National Legal Center for the Public Interest, 2003. KF 9084 .L53 2003.
- Macneil, Ian R. *American Arbitration Law: Reformation, Nationalization, Internationalization*. New York, NY: Oxford University Press, 1992. KF 9085 .M33 1992.
- Marlow, Lenard and S. Richard Sauber. *The Handbook of Divorce Mediation*. New York, NY: Plenum, 1990. HQ 834 .M32 1990.
- McDermott, E. Patrick with Arthur Eliot Berkeley. *Alternative Dispute Resolution in the Workplace: Concepts and Techniques for Human Resource Executives and Their Counsel*. Westport, CT: Quorum Books, 1996. KF 3424 .M38 1996.
- McGinley, James D. "A Soft Solution for a Hard Problem: Using Alternative Dispute Resolution in Post-Conflict Societies." *Pepperdine Dispute Resolution Law Journal*, vol. 16, no. 1, 2016, p. 1-30. HeinOnline, <https://heinonline.org/HOL/P?h=hein.journals/pepds16&i=11>.
- Mnookin, Robert H., Scott R. Peppet and Andrew S. Tulumello. *Beyond Winning: Negotiating to Create Value in Deals and Disputes*. Cambridge, MA: Belknap Press of Harvard University Press, 2000. K 120 .M66 2000.
- Murray, John S., Alan Scott Rau and Edward F. Sherman. *Processes of Dispute Resolution: The Role of Lawyers*. Westbury, NY: The Foundation Press, 1996. KF 9084 .A7 M87 1996.
- Niemic, Robert J. *Mediation and Conference Programs in the Federal Courts of Appeals: A Sourcebook for Judges and Lawyers*. Washington, D.C.: Federal Judicial Center, 2006. Available at [http://www.fjc.gov/public/pdf.nsf/lookup/medicon2.pdf/\\$file/medicon2.pdf](http://www.fjc.gov/public/pdf.nsf/lookup/medicon2.pdf/$file/medicon2.pdf).

- Niemic, Robert J., Donna Stienstra and Randall E. Ravitz. *Guide to Judicial Management of Cases in ADR*. Newark, NJ: LexisNexis, 2002. KF 9084 .N53 2002.
- Nolan-Haley, Jacqueline M. *Alternative Dispute Resolution in a Nutshell*. St. Paul, MN: Thomson/West, 2008. KF 9084.Z9 N65 2008.
- Osborne, Caroline L. "International Investment Law and Alternative Dispute Resolution: A Guide to Web Based Resources." *International Journal of Legal Information*, vol. 46, no. 3, Winter 2018, p. 181-193. HeinOnline, <https://heinonline.org/HOL/P?h=hein.journals/ijli46&i=198>.
- Ramchandran, Garvit; Singh, Shiva. Evolution of Alternative Dispute Resolution (ADR) in India. *Jus Corpus Law Journal*, Vol. 1, Issue 3 (March 2021), pp. 1-7. 1 *Jus Corpus L.J.* 1 (2020-2021) <https://heinonline.org/HOL/P?h=hein.journals/juscrp1&i=498>
- Rubins, Noah and N. Stephan Kinsella. *International Investment, Political Risk, and Dispute Resolution: A Practitioner's Guide*. Dobbs Ferry, NY: Oceana Publications, 2005. K 3830 .R83 2005.
- Schneider, Andrea Kupfer and Christopher Honeyman. *The Negotiator's Fieldbook*. Washington, D.C.: American Bar Association, Section of Dispute Resolution, 2006. KF 9084 .Z9 N436 2006.
- Shapira, Omer. *Israeli Perspectives on Alternative Dispute Resolution and Justice*. *Pepperdine Dispute Resolution Law Journal*, Vol. 19, Issue 3 (2019), pp. 1-39. 19 *Pepp. Disp. Resol. L.J.* 1 (2019) <https://heinonline.org/HOL/P?h=hein.journals/pepds19&i=279>
- Storskrubb, Eva. *Alternative Dispute Resolution in the EU: Regulatory Challenges*. *European Review of Private Law*, Vol. 24, Issue 1 (2016), pp. 7-32. 24 *Eur. Rev. Private L.* 7 (2016)
- Strazisar, B. *Law: Journal of the Higher School of Economics*, Vol. 2018, Issue 3 (2018), pp. 214-233 *Law in the Modern World 2018 Law: J. Higher Sch. Econ.* 214 (2018) <https://heinonline.org/HOL/P?h=hein.journals/pravo2018&i=728>
- Tepley, Larry L. *Legal Negotiation in a Nutshell*. St. Paul, MN: Thomson/West, 2005. KF 9084 .Z9 T46 2005.
- Thygeson, Kenneth J. *Controlling Corporate Legal Costs: Negotiation and ADR Techniques for Executives*. Westport, CT: Quorum Books, 1994. KF 390 .E9 T49 1994.
- Van Winkle, John R. *Mediation: A Path Back for the Lost Lawyer*. Washington, D.C.: American Bar Association, Section of Dispute Resolution, 2005. KF 9084 .Z9 V36 2005.
- von Mehren, Robert B., Steven J. Burton and George W. Coombe, Jr. *American Arbitration: Principles and Practice*. New York, NY: Practising Law Institute, 2008. KF 9085 .V65.
- Weller, Steven and John A. Martin. *Culturally Responsive Alternative Dispute Resolution for Latinos*. Denver, CO: Center for Public Policy Studies, 1996. KF 8719 .A2 W4 1996.
- Wood, Erica. *Mediation: The Coming of Age: A Mediator's Guide in Serving the Elderly*. ABA Standing Committee on Dispute Resolution and Commission on Legal Problems of

the Elderly for the National Institute for Dispute Resolution. Washington, D.C.: American Bar Association, 1990. KF 337.5 .A33 W66 1990.

Zack, Arnold. *Public Sector Mediation*. Washington, D.C.: Bureau of National Affairs, 1985. HD 8005.6 .U5 Z32 1985.

## Journals

*American Journal of Mediation*. Orlando, FL: American College of Civil Trial Mediators, 2007-. Available on HeinOnline.

*Cardozo Journal of Conflict Resolution*. New York, NY: Yeshiva University, 1999-. Available on HeinOnline.

*Dispute Resolution Journal*. New York, NY: American Arbitration Association, 1995-. Available on Wilson Index to Legal Periodicals.

*Dispute Resolution Magazine*. Washington, D.C.: ABA Section of Dispute Resolution, 1994-.

*Emory International Law Review*. Atlanta, GA: Emory University School of Law, 1990-. Available on HeinOnline.

*Harvard Negotiation Law Review*. Cambridge, MA: Harvard Law School, 1996-. Available on HeinOnline.

*Journal of Dispute Resolution*. Columbia, MO: School of Law, University of Missouri-Columbia, 1984-. Available on HeinOnline.

*Just Resolutions*. Washington, D.C.: American Bar Association, Section of Dispute Resolution, 1996-. Available on HeinOnline.

*Ohio State Journal on Dispute Resolution*. Columbus, OH: Ohio State University College of Law, 1985-. Available on HeinOnline.

*Pepperdine Dispute Resolution Law Journal*. Malibu, CA: Pepperdine University School of Law, 2000-. Available on HeinOnline.

*Williamette Journal of International Law and Dispute Resolution*. Salem, OR: Williamette University College of Law, 1993-. Available on HeinOnline.

## ADR/ Scholarly Journal Databases

- [ABI/INFORM Complete Database \(ProQuest\)](#)

The ABI/INFORM database includes business-focused sources. Click the link above to view all articles that include "alternative dispute resolution" as a subject keyword

phrase. Since this will return more than 2000 results, use the links on the right side of the screen to narrow the result list by date, source type, publication, etc. You can also use the "Modify Search" option to add additional keywords to the search.

- [bePress Digital Commons Network](#)

Digital Commons is a database of open-source scholarly works from over 300 institutions and covering many scholarly disciplines. Click the link above to search for "alternative dispute resolution" in the Digital Commons network.

- [Business Source Premier Database \(EBSCOHost\)](#)

The link above searches this database, which includes primarily business-related journals, for any article that has "alternative dispute resolution" in its abstract.

- [Digital Access to Scholarship at Harvard \(DASH\)](#)

DASH is the open-access directory for scholarship produced by affiliates of Harvard University. Click the link above to search this database for "alternative dispute resolution."

- [SSRN Conflict and Dispute Resolution eJournal](#)

This resource provides free online access to more than 400 recent and historical scholarly articles on many ADR topics.

- [SSRN Litigation, Procedure, and Dispute Resolution eJournals](#)

This resource provides free online access to thousands of recent and historical scholarly articles on several aspects of legal practice, including ADR.

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This is the open-source database of scholarship from the University of California system. Click the link above to search this database for "alternative dispute resolution" articles.